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WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE, LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE-OPELOUSAS DIVISION

DEXTER HOLDER

CIVIL ACTION NO. 07-1206

VERSUS

SECTION "P"

SHERIFF SID HEBERT

JUDGE MELANÇON

MAGISTRATE JUDGE HILL

**J U D G M E N T**

This matter was referred to United States Magistrate Judge C. Michael Hill for Report and Recommendation. No objections have been filed. The Court concludes that the Report and Recommendation of the magistrate judge is correct and therefore adopts the conclusions set forth therein. Accordingly;

**IT IS ORDERED** that plaintiff's civil rights action is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. §§1915(e)(2)(B)(i) and (ii) and 1915A(b)(1) as moot, frivolous and as failing to state claims upon which relief may be granted, and accordingly, plaintiff's Motion for Summary Judgment [rec. doc. 8] is **DENIED**.

**THUS DONE AND SIGNED**, in chambers, in Lafayette, Louisiana, on this 4th  
day of December, 2007.

  
TUCKER L. MELANÇON  
UNITED STATES DISTRICT JUDGE